

MURDER IN HIS HEART

Clarence Garland Intended to Kill Hopkins.

TESTIMONY AT INQUEST

GARLAND SAID HE MEANT TO SHOOT HOPKINS

The deceased came to his death through a bullet wound fired from a pistol in the hand of one Clarence Garland.

This was the verdict of the coroner's jury in the inquest held yesterday over the body of Norton Williams, the young man who died Friday from the effects of a wound received in a saloon brawl in Brigham on the night of the 23rd.

The inquest was begun before Judge Nielsen at 10 o'clock yesterday morning with a jury composed of George Gardner, T. F. Howells and Alex Watson.

Before the inquest was begun the jury viewed the body of the deceased at D. Evans and taking parlor. The examination of the witnesses was conducted by Assistant County Attorney Gunter.

Shot at Hopkins.

The testimony of the witnesses as to the beginning of the trouble was practically the same as has been printed, but in relation to the shooting their evidence went to show that Garland instead of shooting accidentally, had intended to shoot Hopkins.

Hopkins was the first witness, and said in regard to the starting of the trouble that he, with Williams and Bob Wells, were drinking in the saloon with Garland, and that they became noisy and the latter told them to be quiet or they would have to get out.

The witness said that then he and Garland had some dispute which resulted in the latter striking him. Hopkins said he fell off his coat and attempted to strike back, but that Williams grabbed him and pulled him away.

When I was about six feet away from Garland, he fired his gun. Williams fell, pulling me down with him, but we both got up and I saw blood on his face, and he said, "I shot at Hopkins."

I was taken out, but returned and found Williams on the roulette table and Dr. Straup was examining him.

Just then Garland came up to me and said, "You're a damn good shot, aren't you?"

I shot at him, and I shot to kill him. The witness said that Dr. Straup was with him at the time, but he did not remember the name of the doctor.

He said he then went to the hotel and went to bed.

The witness said that the young man, "I remember very detail as stated."

The witness declared that none of the boys were armed.

Hopkins was called and corroborated the testimony of Hopkins in all the principal points. He said that none of the boys went behind the bar, but that Garland was behind it when he fired.

Cause of Death.

Dr. Anderson, who conducted the autopsy on the body of the deceased, said that death resulted from pressure on the brain caused by hemorrhage of the left side of the brain, produced by the blow over the left eye. He said that there were no other marks of violence on the body of the deceased.

Among several other witnesses that testified was Frank H. Strickley, who said that after the shooting Mr. Garland ran into the place and said, "My God, I knew you would do this when you took that gun. Why did you do it?"

The witness said that Garland replied, "There is no sorry that I didn't get him." Some of the other witnesses testified that Garland was sober when the affair happened.

The jury then went out and returned in a few minutes with the verdict already given.

Garland is still confined to his bed under the guard of an officer. He is not in a serious condition, it is said, but was unable to be present at the inquest.

The body of young Williams, whose parents live in Sandy, was shipped to that place yesterday afternoon and the funeral will likely take place today at noon.

SHELDON JACKSON COLLEGE

Rev. George Bailey Goes East to Promote Its Interests.

Rev. George Bailey of the Westminster Presbyterian church will leave on a trip through the east next Monday.

He goes as a representative of the board of directors of the Sheldon Jackson college, to enlist the interest of eastern people in the work and to consult with people there who already have interests in the projected college, but who desire complete details of the plans and objects of the school.

He said last night that there were a number of people in the east who had large interests in the school and who desired to consult personally with him in regard to the projected work on the college, and his trip was mainly for that purpose, but he would also advertise the school and attempt to work up more interest in the work. He expects to travel all through the principal cities of the east and to be gone about six or eight weeks.

Mr. Bailey said last night that the plans for the college, which is to cost \$50,000, had been approved and that he had let for work to commence as soon as possible in the spring. The directors expected to have the school ready to open at the opening of the school year next fall.

In view of Mr. Bailey's departure, about seventy of his parishioners gathered at his house Friday night and tendered him a farewell surprise party.

An impromptu programme of vocal and instrumental music was prepared for the occasion. At the close of the evening a purse containing \$50 was presented to the pastor by his parishioners, with their wishes for a successful trip and a speedy return.

MULVEY LEAVES GRAND.

House Locked Up by Cummings People Last Night.

The Cummings stock company obtained possession of the New Grand theatre last night, instead of on Jan. 2, as was originally arranged. At the conclusion of a conference with Mr. Mulvey, the manager of the theatre, the Cummings people secured a release for the \$5,000 in escrow which has been held in escrow pending the transfer of the property back to the Salt Lake Amusement company, from whom the Cummings people get their rights to the house. This definitely closes the deal.

The courtesy of Manager Mulvey means much to the Cummings people. By obtaining possession of the theatre they are able to prepare for their opening on Jan. 7 much more comfortably and carefully. The company will begin rehearsals on their own stage tomorrow morning.

On taking the house, Manager Kallman assumed the contract held by the Cummings people, and the combined orchestra and an hour later it had been arranged to have the Yale Glee club concert there instead of at the Congregational church.

Mr. Mulvey, accompanied by Treasurer Carruthers, leaves Tuesday for New York. It is understood that fifteen days. It is understood that fifteen days. It is understood that fifteen days.

In connection with theatrical business, the Cummings people are preparing for their opening on Jan. 7 much more comfortably and carefully. The company will begin rehearsals on their own stage tomorrow morning.

On taking the house, Manager Kallman assumed the contract held by the Cummings people, and the combined orchestra and an hour later it had been arranged to have the Yale Glee club concert there instead of at the Congregational church.

Mr. Mulvey, accompanied by Treasurer Carruthers, leaves Tuesday for New York. It is understood that fifteen days. It is understood that fifteen days. It is understood that fifteen days.

In connection with theatrical business, the Cummings people are preparing for their opening on Jan. 7 much more comfortably and carefully. The company will begin rehearsals on their own stage tomorrow morning.

On taking the house, Manager Kallman assumed the contract held by the Cummings people, and the combined orchestra and an hour later it had been arranged to have the Yale Glee club concert there instead of at the Congregational church.

Mr. Mulvey, accompanied by Treasurer Carruthers, leaves Tuesday for New York. It is understood that fifteen days. It is understood that fifteen days. It is understood that fifteen days.

In connection with theatrical business, the Cummings people are preparing for their opening on Jan. 7 much more comfortably and carefully. The company will begin rehearsals on their own stage tomorrow morning.

On taking the house, Manager Kallman assumed the contract held by the Cummings people, and the combined orchestra and an hour later it had been arranged to have the Yale Glee club concert there instead of at the Congregational church.

Mr. Mulvey, accompanied by Treasurer Carruthers, leaves Tuesday for New York. It is understood that fifteen days. It is understood that fifteen days. It is understood that fifteen days.

In connection with theatrical business, the Cummings people are preparing for their opening on Jan. 7 much more comfortably and carefully. The company will begin rehearsals on their own stage tomorrow morning.

On taking the house, Manager Kallman assumed the contract held by the Cummings people, and the combined orchestra and an hour later it had been arranged to have the Yale Glee club concert there instead of at the Congregational church.

Mr. Mulvey, accompanied by Treasurer Carruthers, leaves Tuesday for New York. It is understood that fifteen days. It is understood that fifteen days. It is understood that fifteen days.

In connection with theatrical business, the Cummings people are preparing for their opening on Jan. 7 much more comfortably and carefully. The company will begin rehearsals on their own stage tomorrow morning.

On taking the house, Manager Kallman assumed the contract held by the Cummings people, and the combined orchestra and an hour later it had been arranged to have the Yale Glee club concert there instead of at the Congregational church.

Mr. Mulvey, accompanied by Treasurer Carruthers, leaves Tuesday for New York. It is understood that fifteen days. It is understood that fifteen days. It is understood that fifteen days.

In connection with theatrical business, the Cummings people are preparing for their opening on Jan. 7 much more comfortably and carefully. The company will begin rehearsals on their own stage tomorrow morning.

On taking the house, Manager Kallman assumed the contract held by the Cummings people, and the combined orchestra and an hour later it had been arranged to have the Yale Glee club concert there instead of at the Congregational church.

Mr. Mulvey, accompanied by Treasurer Carruthers, leaves Tuesday for New York. It is understood that fifteen days. It is understood that fifteen days. It is understood that fifteen days.

In connection with theatrical business, the Cummings people are preparing for their opening on Jan. 7 much more comfortably and carefully. The company will begin rehearsals on their own stage tomorrow morning.

On taking the house, Manager Kallman assumed the contract held by the Cummings people, and the combined orchestra and an hour later it had been arranged to have the Yale Glee club concert there instead of at the Congregational church.

Mr. Mulvey, accompanied by Treasurer Carruthers, leaves Tuesday for New York. It is understood that fifteen days. It is understood that fifteen days. It is understood that fifteen days.

In connection with theatrical business, the Cummings people are preparing for their opening on Jan. 7 much more comfortably and carefully. The company will begin rehearsals on their own stage tomorrow morning.

On taking the house, Manager Kallman assumed the contract held by the Cummings people, and the combined orchestra and an hour later it had been arranged to have the Yale Glee club concert there instead of at the Congregational church.

Mr. Mulvey, accompanied by Treasurer Carruthers, leaves Tuesday for New York. It is understood that fifteen days. It is understood that fifteen days. It is understood that fifteen days.

In connection with theatrical business, the Cummings people are preparing for their opening on Jan. 7 much more comfortably and carefully. The company will begin rehearsals on their own stage tomorrow morning.

On taking the house, Manager Kallman assumed the contract held by the Cummings people, and the combined orchestra and an hour later it had been arranged to have the Yale Glee club concert there instead of at the Congregational church.

Mr. Mulvey, accompanied by Treasurer Carruthers, leaves Tuesday for New York. It is understood that fifteen days. It is understood that fifteen days. It is understood that fifteen days.

In connection with theatrical business, the Cummings people are preparing for their opening on Jan. 7 much more comfortably and carefully. The company will begin rehearsals on their own stage tomorrow morning.

On taking the house, Manager Kallman assumed the contract held by the Cummings people, and the combined orchestra and an hour later it had been arranged to have the Yale Glee club concert there instead of at the Congregational church.

Mr. Mulvey, accompanied by Treasurer Carruthers, leaves Tuesday for New York. It is understood that fifteen days. It is understood that fifteen days. It is understood that fifteen days.

In connection with theatrical business, the Cummings people are preparing for their opening on Jan. 7 much more comfortably and carefully. The company will begin rehearsals on their own stage tomorrow morning.

On taking the house, Manager Kallman assumed the contract held by the Cummings people, and the combined orchestra and an hour later it had been arranged to have the Yale Glee club concert there instead of at the Congregational church.

Mr. Mulvey, accompanied by Treasurer Carruthers, leaves Tuesday for New York. It is understood that fifteen days. It is understood that fifteen days. It is understood that fifteen days.

In connection with theatrical business, the Cummings people are preparing for their opening on Jan. 7 much more comfortably and carefully. The company will begin rehearsals on their own stage tomorrow morning.

On taking the house, Manager Kallman assumed the contract held by the Cummings people, and the combined orchestra and an hour later it had been arranged to have the Yale Glee club concert there instead of at the Congregational church.

Mr. Mulvey, accompanied by Treasurer Carruthers, leaves Tuesday for New York. It is understood that fifteen days. It is understood that fifteen days. It is understood that fifteen days.

In connection with theatrical business, the Cummings people are preparing for their opening on Jan. 7 much more comfortably and carefully. The company will begin rehearsals on their own stage tomorrow morning.

On taking the house, Manager Kallman assumed the contract held by the Cummings people, and the combined orchestra and an hour later it had been arranged to have the Yale Glee club concert there instead of at the Congregational church.

Mr. Mulvey, accompanied by Treasurer Carruthers, leaves Tuesday for New York. It is understood that fifteen days. It is understood that fifteen days. It is understood that fifteen days.

In connection with theatrical business, the Cummings people are preparing for their opening on Jan. 7 much more comfortably and carefully. The company will begin rehearsals on their own stage tomorrow morning.

On taking the house, Manager Kallman assumed the contract held by the Cummings people, and the combined orchestra and an hour later it had been arranged to have the Yale Glee club concert there instead of at the Congregational church.

Mr. Mulvey, accompanied by Treasurer Carruthers, leaves Tuesday for New York. It is understood that fifteen days. It is understood that fifteen days. It is understood that fifteen days.

In connection with theatrical business, the Cummings people are preparing for their opening on Jan. 7 much more comfortably and carefully. The company will begin rehearsals on their own stage tomorrow morning.

On taking the house, Manager Kallman assumed the contract held by the Cummings people, and the combined orchestra and an hour later it had been arranged to have the Yale Glee club concert there instead of at the Congregational church.

Mr. Mulvey, accompanied by Treasurer Carruthers, leaves Tuesday for New York. It is understood that fifteen days. It is understood that fifteen days. It is understood that fifteen days.

In connection with theatrical business, the Cummings people are preparing for their opening on Jan. 7 much more comfortably and carefully. The company will begin rehearsals on their own stage tomorrow morning.

On taking the house, Manager Kallman assumed the contract held by the Cummings people, and the combined orchestra and an hour later it had been arranged to have the Yale Glee club concert there instead of at the Congregational church.

nature of which Mr. Mulvey will not disclose at present.

TWO MORE RELEASED.

Convicts Given Liberty in Habeas Corpus Proceedings.

Two penitentiary convicts were released yesterday by Judge Hiles. James W. Beddo, who has been serving a long sentence on a conviction of criminal assault on a woman in Utah county, was released on a showing that he was being illegally restrained of his liberty. It was in Beddo's case that the supreme court decided that a conviction in prosecution by a district attorney instead of by the county attorney is void. No sooner had Beddo been released than he was rearrested for retrial on the same charge.

On a similar showing Charles H. Briggs was released. Sheriff Storrs was late in arriving at the county room with a warrant of arrest for the convict, and at last accounts he was still bringing the town for the fellow.

Briggs was released on a showing that he was being illegally restrained of his liberty. It was in Briggs' case that the supreme court decided that a conviction in prosecution by a district attorney instead of by the county attorney is void. No sooner had Briggs been released than he was rearrested for retrial on the same charge.

Another petition for release of a prisoner on a writ of habeas corpus was filed in the district court yesterday. The petitioner is John H. Williams, who is serving a term of ten years for carnally knowing a young woman at Parowan. Williams' petition will be heard next Saturday.

ASPHALTUM MINING

A GROWING INDUSTRY

A Utah industry that has made rapid strides during the last few years and that bids fair to rival some of the older industries, is the mining of asphaltum. Nearly 4,000 tons of this mineral was exported during 1900, amounting in value to nearly \$300,000. Many men are employed by the various companies in getting out the product, and the industry is distributed among them for wages and other benefits more so to freights and others connected directly and indirectly with the industry.

Gilslette, the purest natural form of asphaltum, is found in large quantities on the Uncompahgre reservation, through Wasatch, Utah, Utah, Carbon, Emery and other counties of the state and asphaltum is found in large and small quantities. This is used very extensively for paving purposes and in other ways.

Until within the last two or three years the hydro-carbon deposits of Utah had little attention paid to them. Men were too busy mining for precious metals to devote their time to what seemed less valuable. Now, however, the asphaltum mines and the receiving the recognition they deserve.

The St. Louis Gilslette Asphaltum company, which operates mines near Fort Carbon, Utah, has been successful in securing the recognition they deserve.

The company has been successful in securing the recognition they deserve.

The company has been successful in securing the recognition they deserve.

The company has been successful in securing the recognition they deserve.

The company has been successful in securing the recognition they deserve.

The company has been successful in securing the recognition they deserve.

The company has been successful in securing the recognition they deserve.

The company has been successful in securing the recognition they deserve.

The company has been successful in securing the recognition they deserve.

The company has been successful in securing the recognition they deserve.

The company has been successful in securing the recognition they deserve.

The company has been successful in securing the recognition they deserve.

The company has been successful in securing the recognition they deserve.

The company has been successful in securing the recognition they deserve.

The company has been successful in securing the recognition they deserve.

The company has been successful in securing the recognition they deserve.

The company has been successful in securing the recognition they deserve.

The company has been successful in securing the recognition they deserve.

The company has been successful in securing the recognition they deserve.

The company has been successful in securing the recognition they deserve.

The company has been successful in securing the recognition they deserve.

The company has been successful in securing the recognition they deserve.

The company has been successful in securing the recognition they deserve.

The company has been successful in securing the recognition they deserve.

The company has been successful in securing the recognition they deserve.

The company has been successful in securing the recognition they deserve.

The company has been successful in securing the recognition they deserve.

The company has been successful in securing the recognition they deserve.

The company has been successful in securing the recognition they deserve.

The company has been successful in securing the recognition they deserve.

The company has been successful in securing the recognition they deserve.

The company has been successful in securing the recognition they deserve.

The company has been successful in securing the recognition they deserve.

The company has been successful in securing the recognition they deserve.

The company has been successful in securing the recognition they deserve.

The company has been successful in securing the recognition they deserve.

The company has been successful in securing the recognition they deserve.

The company has been successful in securing the recognition they deserve.

The company has been successful in securing the recognition they deserve.

The company has been successful in securing the recognition they deserve.

The company has been successful in securing the recognition they deserve.

The company has been successful in securing the recognition they deserve.

The company has been successful in securing the recognition they deserve.

The company has been successful in securing the recognition they deserve.

The company has been successful in securing the recognition they deserve.

The company has been successful in securing the recognition they deserve.

The company has been successful in securing the recognition they deserve.

The company has been successful in securing the recognition they deserve.

The company has been successful in securing the recognition they deserve.

The company has been successful in securing the recognition they deserve.

The company has been successful in securing the recognition they deserve.

The company has been successful in securing the recognition they deserve.

The company has been successful in securing the recognition they deserve.

The company has been successful in securing the recognition they deserve.

The company has been successful in securing the recognition they deserve.

The company has been successful in securing the recognition they deserve.

The company has been successful in securing the recognition they deserve.

The company has been successful in securing the recognition they deserve.

The company has been successful in securing the recognition they deserve.

The company has been successful in securing the recognition they deserve.

The company has been successful in securing the recognition they deserve.

The company has been successful in securing the recognition they deserve.

The company has been successful in securing the recognition they deserve.

The company has been successful in securing the recognition they deserve.

The company has been successful in securing the recognition they deserve.

The company has been successful in securing the recognition they deserve.

The company has been successful in securing the recognition they deserve.

The company has been successful in securing the recognition they deserve.

The company has been successful in securing the recognition they deserve.

The company has been successful in securing the recognition they deserve.

The company has been successful in securing the recognition they deserve.

The company has been successful in securing the recognition they deserve.

The company has been successful in securing the recognition they deserve.

The company has been successful in securing the recognition they deserve.

The company has been successful in securing the recognition they deserve.

CLOSING SESSION OF THE TEACHERS' ASSOCIATION.

Prof. Cooper's Address

FREE TEXT BOOKS FOR RURAL SCHOOLS DISCUSSED.

The closing session of the State Teachers' association was held at the Assembly hall yesterday morning.

First upon the programme was a paper by Superintendent Cooper on the theme "Co-operative Work Between Parents and Teachers."

The speaker laid great stress upon a very close relationship between the home and the school.

He denominated the teacher the "Queen of the School," and the mother the "Queen of the Home."

The home and school touch each other vitally, said Mr. Cooper. He took the position that education is primarily the business of the home.

The teacher should in her daily duties be constantly thinking of those things that will make the school of the greatest interest to the pupil. Co-operation implies acquaintance and sympathy; each should understand the other; both should work together. If the home is hostile to the school the results will be most unfortunate.

Let those things that enter into the life of the school be known by the patrons; schools cannot rise above public sentiment—teachers must educate that sentiment. As we know, the child, we can train our forces correspondingly. Co-operation broadens the sweep of means; it makes the school more influential; it operates magically. We shall be best abundantly when all forces are properly adjusted."

Ex-Superintendent Wootton of Warren, Utah, was expected to have led in the discussion of Superintendent Cooper's paper, being absent, Dr. Krohn was called upon, and endorsed most heartily the paper.

Against Free Text Books.

State Superintendent Nelson being absent and his paper not being sent, B. W. Ashton, county superintendent of Salt Lake county, who was to have discussed Mr. Nelson's paper upon "The Free Text Book System for Rural Schools," led in the discussion. "Practicable?" read his paper, taking strong grounds against the free text book system, and favored its abolishment.

The Relation of Pedagogy to Pedagogy was the theme assigned to Professor J. H. Paul of the L. D. S. college. This gentleman, after preparing his paper, notified Professor Roylance, who was on the programme to discuss Mr. Paul's paper, that he did not expect to be present, and asked Professor Roylance to take his place. The latter gentleman promised to do so, and when called upon addressed himself to the subject. He contended that there is too much darkness regarding the province of both psychology and pedagogy, maintaining that writers upon these sciences differed to such a degree that confusion and chaos is the result. They are, he said, the writers of the day, and many other subjects to be classed as sciences in the true sense.

Professor Paul's Position.

Professor Paul unexpectedly appeared at this time and took part in the discussion. He took the position that, while he agreed with Mr. Roylance upon many propositions laid down by him, he was obliged to take issue with him regarding the imperfections of the sciences named. He maintained that the principles of these studies are scientific, and that present educational systems are the product of the soundest pedagogical psychology.

Dr. Krohn, being called upon, deprecated the position taken by Professor Roylance, and declared that in his manner his views upon the subject.

The literary programme was then brought to a close.

Professor G. M. Marshall of the university committee on necrology, read memorials on the deaths of Professor T. B. Lewis, Professor G. B. Mathews and Dr. John Park, which were adopted.

The chairman of the auditing committee, Principal A. E. Wilson of the Ogden High school, presented the report of the treasurer. His report was adopted.

Salary of Secretary.

Quite an animated discussion then arose, and the knowledge of parliamentary usage by President Van Cott was somewhat taxed, but his decisions were sustained by the convention. It seems that there was some uncertainty in the mind of Mr. Van Cott as to the validity of a bill presented to him for his signature, relative to the allowance of \$25 per year for the services of secretary of the association. Upon presenting the matter before the convention, a resolution was offered authorizing its payment. Mr. Gilliland arose and took the ground that the duties of secretary were no more onerous than those of other officers.

A. S. Martin, secretary of the association, stated that when he was elected one year ago, that he knew nothing of the nature of the duties of secretary, and in view of the situation, refused to accept any remuneration. Upon motion the resolution authorizing the payment of a salary to the secretary was then rescinded.

The retiring president, after thanking the convention for the loyal support given him, announced that he resigned, and that he would be pleased to advance the highest interests of the association.

After the usual conventional resolutions, in which the thanks of the body were extended to the Church of Jesus Christ of Latter-day Saints for the use of the Assembly hall, the railroad, newspapers and citizens, the association adjourned.

IN THE COURTS.

DRIVER LOSES SUIT.

Court Decides in Favor of Light & Power Company.

Judge Cherry yesterday decided the case of H. L. Driver et al. vs. the Utah Light & Power company, in decreeing that suitors are not entitled to recover from defendant company the natural gas pipe line, the pole and wires of which were sold as the property of the Salt Lake & Ogden Gas & Electric Light company, defendant's predecessor. This property was sold at sheriff's sale under execution of a judgment, and bid in by plaintiffs. The contention was that this was personal property and not subject to redemption from sale, but Judge Cherry held that it was part of the real estate upon which the bondholders had a prior lien by way of mortgage. This view of the case was urged by the defendant company. The decision will be appealed to the supreme court.

DECISION BY HILES.

Relief Society Property Taxable and City Land Not "Jumprable."

Two decisions were rendered yesterday by Judge Hiles affecting title to real estate. In the first decision the

The will of Antoinette Schaefflin, who died of this city on Dec. 13, was filed for probate by Louise Goetz, who was nominated by the testatrix to serve as executrix. The estate is valued at \$15,000, and the terms of the will, all of the property is to go to the testatrix, who is a niece of decedent, and to seven other nieces and nephews who reside in France and Germany. No date was fixed for hearing the petition for probate.

Mary E. Gritton applied to the district court yesterday for appointment as administratrix of the estate of her husband, William Gritton, who died in this city on Dec. 13, leaving property worth \$2,500, to be distributed to the widow and seven children.

Suits for Recovery.

John S. Scott, administrator of the estate of James N. McCann, who died in 1886, filed in the district court yesterday against James Crouch, Flora Crouch and Zelma Hopper